

1006 Rec'd PCT/PTO 26 SEP 2005

FORM PTO-1390 (REV. 2-2005)		U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE	ATTORNEY'S DOCKET NUMBER <b>P/633-21</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>			U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/550903</b>

INTERNATIONAL APPLICATION NO. <b>PCT/EP2004/003354</b>	INTERNATIONAL FILING DATE <b>30 March 2004</b>	PRIORITY DATE CLAIMED <b>31 March 2003</b>
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TITLE OF INVENTION  
**DRIVE HEAT-EXCHANGER UNIT**

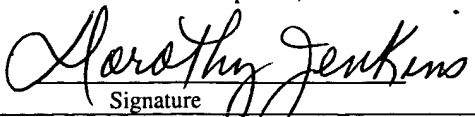
APPLICANT(S) FOR DO/EO/US  
**Jörg BUSCH**

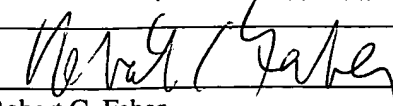
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☒ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An **(Unexecuted)** oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern other document(s) or information included:**

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information (specify): *1 sheets of drawings; EFS form; postcard; Copy of 1<sup>st</sup> page of publication; PTO 1449 with 10 references, German Office Action 103 14 733.0-12 (in the German Text) dated 9 September 2003.*

<b>EXPRESS MAIL CERTIFICATE</b>		
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label #EV606189513US) in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 1450, on September 26, 2005: <u>Dorothy Jenkins</u>		
Name of Person Mailing Correspondence	 Signature	September 26, 2005 Date of Signature

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER	
10/550903		PCT/EP2004/003354		P/633-21	
				CALCULATIONS	PTO USE ONLY
The following fees have been submitted				<b>\$300.00</b>	
21. <input checked="" type="checkbox"/> Basic national fee.....				<b>\$300</b>	
22. <input checked="" type="checkbox"/> Examination fee				<b>\$200.00</b>	
If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....				<b>\$100</b>	
All other situations.....				<b>\$200</b>	
23. <input checked="" type="checkbox"/> Search fee				<b>\$400.00</b>	
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....				<b>\$100</b>	
International Search Report prepared and provided to the Office.....				<b>\$400</b>	
All other situations.....				<b>\$500</b>	
<b>TOTAL OF 21, 22 and 23 =</b>				<b>\$900.00</b>	
[ ] Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				<b>\$</b>	
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
- 100 =	/50 =			x \$250	<b>\$</b>
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<b>\$</b>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	<b>\$</b>	
Total Claims	13		x \$ 50	<b>\$</b>	
Independent Claims	1		x \$200	<b>\$</b>	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	<b>\$</b>	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$ 900.00</b>	
[ ] Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				<b>\$</b>	
<b>SUBTOTAL =</b>				<b>\$</b>	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				<b>\$</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$ 900.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by the appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				<b>\$</b>	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$ 900.00</b>	
				Amount to be refunded:	<b>\$</b>
				Amount to be charged:	<b>\$</b>
a. <input checked="" type="checkbox"/> A check (check number <u>22021</u> ) in the amount \$900.00 to cover the above fees is enclosed. b. [ ] Please charge my Deposit Account No. 15-0700 in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 15-0700. A duplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.37(a) or (b)) must be filed and granted to restore the International Application to pending status..					
SEND ALL CORRESPONDENCE TO: Robert C. Faber Ostrolenk, Faber, Gerb & Soffen, LLP 1180 Avenue of the Americas New York, New York 10036-8402			 Robert C. Faber Registration Number: 24,322 Telephone: (212) 382-0700		

September 26, 2005